

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office NOV 05 1979
Returned to applicant for correction _____
Corrected application filed _____
Map filed NOV 05 1979 under 36261

The applicant **Blair G. and Josephine B. Johns c/o Boyack Surveying, Inc.**, hereby make application for permission to change the **Point of Diversion and Place of Use** for a portion. of water heretofore appropriated under **Permit 2743**

1. The source of water is **Leach Creek Slough**
2. The amount of water to be changed **0.644 cfs**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 15, T 35 N, R 62 E, MDB &M., at a point from which the SE Corner of said Section 15 bears S 1° 53' 00" E 3382.00 feet.**
6. The existing permitted point of diversion is located within **NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 23, T 35 N, R 62 E, MDB &M, (Note: No bearing or distance was given).**
7. Proposed place of use **NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 23, T 35 N, R 62 E, MDB &M, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 24, T 35 N, R 62 E, MDB &M, 64.1 acres to be irrigated.**
8. Existing place of use **NW $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 23, T 35 N, R 62 E, MDB & M. Total acres irrigated 153.4**
9. Use will be from **April 1 to July 31** of each year.
10. Use was permitted from **April 15 to June 30** of each year. **Use water only when it comes to the land.**
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) **Dams, Ditches and Natural sloughs.**
12. Estimated cost of works **\$5,000**
13. Estimated time required to construct works **3 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use. **The Point of Diversion and Place of Use for 0.644 cfs of the waters of permit 2743 is being changed because the new brass cap survey doesn't correspond to the Section Lines shown on the original map. Please co-mingle these waters with the waters of application No. 36261**

By **s/ Alan S. Boyack**
Alan S. Boyack
515 South Fifth Street
Elko, Nevada 89801

Compared dr/dl dr/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of Leach Creek Slough as heretofore granted under Permit 2743, is issued subject to the terms and conditions imposed in said Permit 2743, and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed and measurements of water use kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The period of use of this permit is April 1st through July 31st of each year.

The issuance of Permits 36261 and 39531 totally abrogate Permit 2743.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.644 cubic feet per second, but not to exceed 98.36 acre-feet seasonally.

Work must be prosecuted with reasonable diligence and be completed on or before:

May 28, 2003

Proof of completion of work shall be filed before:

June 28, 2003

Water must be placed to beneficial use on or before:

May 28, 2004

Proof of the application of water to beneficial use shall be filed on or before:

June 28, 2004

Map in support of proof of beneficial use shall be filed on or before:

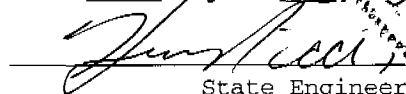
June 28, 2004

IN TESTIMONY WHEREOF, I, HUGH RIECK, P.E.

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 28th day of May, A.D. 2002


State Engineer

Completion of work filed MAY 28 2003

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____